

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES - Allegations of corruption against officials of the Integrated Check Post, B.V. Palem, Tada Mandal, Nellore District - Surprise Check conducted by the ACB authorities on 26.2.2001 - Common departmental proceedings under Rule 24 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 - Instituted -Charges framed - Enquiry Conducted - Finalisation of departmental proceedings - Orders - Issued.

REVENUE (VIG.I) DEPARTMENT

G.O. (Rt.) No. 1167

Dt. 29.09.2011

Read the following:-

- 1) G.O. (Rt.) No.2490, Revenue (Vig.I) Department, dt.16.12.2005.
- 2) G.O. (Rt.) No. 2503 to 2511 Revenue (Vig.I) Department, dt.16.12.2005.
- 3) From the Commissioner of Prohibition & Excise, AP., Hyderabad,lr on Cr.No.29/2005/CPE/SR.1, dt.28.03.2007.
- 4) Govt.Memo No.72215/Vig.I(2)/2001-17, dt.05.01.2009.
- 5) CPE., Cr. No.29/2005/CPE/SR-I-I & II, dt.19.03.2009.
- 6) Inquiry Report of Inquiring Authority, dt.24.06.2010.
- 7) CPE., Cr. No.29/2005/CPE/SR-I, dt.06.07.2010.

O R D E R:

In the reference 1st read above, Common Departmental Proceedings were initiated against the staff of Commercial Taxes Department and Prohibition & Excise Department, who were working in the Integrated Check Post, B.V. Palem, Tada Mandal, Nellore District, on the day of surprise check conducted on 26.02.2001 by the Anti Corruption Bureau authorities and who were alleged to have indulged in corrupt practices i.e., collection of mamools.

2) And whereas, in the reference 2nd read above, Charges have been framed against the following nine (9) personnel of Prohibition and Excise Department on the allegations i.e., unauthorized absence/ found excess cash/ failure to declare cash, in the personal cash register; namely :-

- 1) Sri P. Venkata Ramana, Prohibition & Excise Sub-Inspector.
- 2) Sri Paleti Manoharam, Proh. & Excise P.C. No.220
- 3) Sri G. V. Ramanaiah, APSP., PC.835
- 4) Sri Shaik Ejaj Ahamed, APSP., PC 784.
- 5) Sri A. Chenchaiah, Prohibition & Excise PC 208
- 6) Sri P. Seshagiri Rao, Proh. & Excise HC No.58
- 7) Sri Eaga Venkateswarulu, APSP., PC 1063
- 8) Sri T. Venkateswarulu, APSP PC 858
- 9) Sri Shaik Baba Vali, Proh & Excise Inspector.

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3) And whereas, in the reference 3rd read above, the Commissioner of Prohibition & Excise Department has furnished the explanations/served copies of the above Charged Officers, except Sri P. Manoharam, P.C. 220 who expired subsequently and Sri Shaik Baba Vali, Prohibition & Excise Inspector, who was dismissed from service in December, 2005 on conviction by the Hon'ble ACB Court, Nellore.

4) And whereas, in the reference 4th read above, Government have requested the Commissioner of Prohibition and Excise, AP., Hyderabad to appoint a Joint Commissioner level officer as Inquiring Authority to conduct detailed enquiry on the charges framed against the officials mentioned at Para (2) above, except Sri P. Manoharam, PC.220 and Sri Shaik Baba Vali, Prohibition and Excise Inspector and to appoint Assistant Commissioner of Prohibition and Excise, Nellore as Presenting Officer and requested that the Inquiry Authority shoud furnish the Enquiry Report to the Government within three months from the date of appointment of Inquiring Authority for taking further action in the matter.

5) And whereas, in the reference 5th read above, the Commissioner of Prohibition and Excise, AP., Hyderabad appointed Sri R. Venkateswara Rao, Joint Commissioner of Prohibition and Excise (Enft), O/o. Commissioner of Prohibition and Excise, Hyderabad as Inquiry Officer and Sri S. Manohar Reddy, Assistant Commissioner of Prohibition and Excise, Nellore as Presenting Officer to inquire into the charges framed against the Charged Officers.

6) And whereas, in the reference 6th read above, the Inquiry Officer has furnished his Enquiry Report along with the findings in respect of seven Charged Officers mentioned above, except Sri P. Manoharam, Prohibition & Excise Constable (expired while in service on 8.9.2006) and Sri Shaik Baba Vali, Prohibition and Excise Inspector (dismissed from Service on 21.2.2006) to the Commissioner of Prohibition and Excise. In his findings, the Inquiry Officer found that the charges are held not proved against the seven charged officers.

7) And whereas, vide reference 7th read above, the Commissioner of Prohibition and Excise has furnished the Inquiry Report to the Government for taking further action in the matter.

8) Government have examined the findings of the Inquiry Officer in respect of the following personnel of Prohibition and Excise Department:

- 1) Sri P. Venkata Ramana, Prohibition & Excise Sub-Inspector,
- 2) Sri G. V. Ramanaiah, APSP., PC.835
- 3) Sri Shaik Ejaj Ahamed, APSP., PC 784.
- 4) Sri A. Chenchaiah, Proh. & Excise PC 208
- 5) Sri P. Seshagiri Rao, Proh. & Excise HC No.58
- 6) Sri Eaga Venkateswarulu, APSP., PC 1063
- 7) Sri T. Venkateswarulu, APSP PC 858

and observe that Enquiry Officer has held that no cash declaration register was being maintained at the check post and hence, the Accused Officers cannot be held responsible for non-declaration of their personal cash in the absence of such register. However such practice is contrary to the instructions issued in U.O.Note No.1224/SC.D/91-1, General Administration (SC.D) Department, dt.08.10.1991. As per these instructions, the staff of the check post should declare the possession of their personal cash in the cash declaration register at the time of reporting to duty at the check post.

The controlling officer of the check post should have taken care to maintain such a register.

9) Government, after careful consideration of the findings of the Enquiry Officer and keeping in view the evidence adduced in the enquiry and instructions thereon, hereby let off the seven charged officers mentioned at para (8) above with a warning to be more careful in future.

10) The Commissioner of Prohibition and Excise, AP., Hyderabad shall take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner of Prohibition & Excise, A.P, Hyderabad.

The Revenue (Vig.V) Department.

The Individuals concerned.

Thro: the Commissioner of Prohibition & Excise, AP, Hyderabad.

Copy to:-

The Revenue (Vig.V) Department.

The Director General, Anti Corruption Bureau,A.P., Hyderabad.

The Secretary, A.P. Vigilance Commission, Secretariat, Hyderabad.

File.

//Forwarded :: By Order //

SECTION OFFICER.